

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

PAOLA CANAS, et al.,

Plaintiffs,

Case No. 1:18-cv-1315

v.

HONORABLE PAUL L. MALONEY

HARLEY'S CABARET, INC.,

Defendant and Third-Party Plaintiff,

v.

KRYSTAL MORRIS and  
CROWDSURFER MEDIA, LLC,

Third-Party Defendants.

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**ORDER ADOPTING REPORT AND RECOMMENDATION**

Third-Party Defendants Krystal Morris and Crowdsurfer Media, LLC filed a Motion to Dismiss Third-Party Complaint. The matter was referred to the Magistrate Judge, who issued a Report and Recommendation on January 23, 2020, recommending that this Court grant the motion in part and deny the motion in part. The Report and Recommendation was duly served on the parties. No objections have been filed. *See* 28 U.S.C. § 636(b)(1). Therefore,

**IT IS HEREBY ORDERED** that the Report and Recommendation (ECF No. 29) is APPROVED and ADOPTED as the Opinion of the Court.

**IT IS FURTHER ORDERED** that the Motion for to Dismiss the Third-Party Complaint (ECF No. 18) is GRANTED IN PART AND DENIED IN PART.

**IT IS FURTHER ORDERED** that (1) Harley's claim for indemnification from Morris or Crowd surfer for an Lanham Act violations is DISMISSED; (2) Harley's negligence claim is DISMISSED; and (3) Harley's remaining claims proceed forward.

Dated: February 7, 2020

/s/ Paul L. Maloney  
Paul L. Maloney  
United States District Judge